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B I L L

[With the Amendments]

T O

Amend and render more effectual the Laws relating
to the Raising and Training of the Militia, within
that Part of Great Britain called England.

N. B. *The Words printed in Black Letter, and between Brackets, thus [], were left out by the Committee; and the Words printed in Italic, between Brackets, and the Clauses at the End, marked (A), (B), (C), (D), (E), (F), (G), (H), (I), (K), (L), (M), (N), (O), were inserted by the Committee.*

Note.—*The Figures in the Margin denote the Number of the Folios in the written Copy.*



HEREAS it is of the utmost Importance
to the internal Defence of this Country, in
Times of War, and Danger of Invasion, that
the Militia should be kept up as complete as
possible:

And whereas, by an Act made in the Second Year of the
Reign of His present Majesty, intituled, “ An Act to explain,
“ amend, and reduce into One Act of Parliament, the several

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“ Laws

“ Laws now in being relating to the raising and training the
 “ Militia, within that Part of Great Britain called England,” it
 is (amongst other Things) Enacted, That all such Militia Men
 whose Times of Service in the Militia shall be near expiring,
 during the Time the Regiment, Battalion, or Independant
 Company in which they served shall be embodied, and absent
 from the County, Riding, or Place to which they belong, shall
 be returned, by the Commanding Officer of such Regiment,
 Battalion, or Independant Company, to the County, Riding,
 or Place for which they serve, so as that they may reach the
 said County by the Expiration of their Term; but no Provi-
 sion is made for the immediate Supply of others, in the Place of
 such Militia Men so returned as aforesaid, the Want of which,
 in actual Invasion, or immediate Danger thereof, might be of
 the utmost Detriment to the public Safety :

*[And whereas it would not only greatly promote the Public Ser-
 vice, but be of much Ease and Advantage also to such Persons as
 may be chosen by Lot for such Corps of Militia as may be at a Dis-
 tance from Home, and to others who may be willing to serve as Sub-
 stitutes for the same, if such Persons, whose Times shall be near ex-
 piring, were to be engaged to continue as Substitutes for such as may
 be so chosen by Lot as aforesaid:]*

Be it therefore Enacted by the KING's Most Excellent MA-
 JESTY, by and with the Advice and Consent of the Lords
 Spiritual and Temporal, and Commons, in this present Parlia-
 ment assembled, and by the Authority of the same, That [the
 Deputy Lieutenants, Chief Magistrates, and Justices of the
 Peace, for the respective Counties, Cities, and Places where
 the Militia have or shall have been raised, shall and may, and
 they are hereby respectively authorized and required, at any of
 their Meetings within their respective Subdivisions, at any
 Time within the Space of before the Expiration of
 the Term of Service of each Militia Man serving for such
 County, City, or Place, to cause such a Number of Persons
 to be chosen by Lot, or otherwise, as shall be wanting to sup-
 ply all such Vacancies; and every Person so chosen by Lot,
 or otherwise provided as a Substitute, to supply such Vacancy,
 when sworn and inrolled, shall be ordered to march, so as to
 join the Regiment, Battalion, or Independant Company, be-
 fore the Expiration of the Time of Service of such Militia Man
 in whose Place he is so chosen or provided, and shall be entitled
 to the Pay of a Militia Man from the Time of his joining the
 Corps



Corps in which he is to serve; and the Person and Persons in whose Place he or they shall serve, shall be deemed and taken to be disembodied from the Time of his or their delibering up their Arms, Cloaths, and Accoutrements, by Order of their Commanding Officer, to such Principal or Substitute so chosen to serve in their Room; any Thing in the said recited Act, or any other Law, Statute, or Usage to the contrary notwithstanding.

And be it further Enacted by the Authority aforesaid, That where the Churchwardens or Overseers, or Churchwarden or Overseer, of any Parish, Tything, or Place, or Parishes, Tythings, or Places, added together, with the Consent of the Inhabitants, taken at a Vestry, or any other Meeting, for such Parish, Township, Hamlet, or Place, to be holden for such Purposes, shall have provided such Volunteer or Volunteers, or shall have caused such Number of Persons to be chosen by Lot, as shall be then wanted to make up the whole Number to serve for such Place or Places as aforesaid, if any Person or Persons, so chosen by Lot, shall provide a Substitute or Substitutes, to serve in the Militia, and such Substitute or Substitutes shall be accepted, the Deputy Lieutenants, Chief Magistrates, and Justices of the Peace, for such Counties, Cities, or Places respectively, at their next Meeting in their respective Subdivisions, shall order their Clerk to give Notice forthwith to the Commanding Officer of the Regiment, Battalion, or Independant Company, in which such Volunteer or Volunteers, Substitute or Substitutes, is or are to serve in the Militia, of what Sum or Sums of Money were respectively given or paid to each and every such Volunteer or Substitute; and it shall and may be lawful for such Commanding Officer, if he thinks fit, to offer the same Sum to any such Militia Man, whose Time of Service in the Militia shall be within of expiring as aforesaid; and upon his Acceptance thereof, to enlist and agree with every such Person to serve in the Militia for the Term of

to be computed from the Expiration of their former Term of Service in the Militia; and it shall and may be lawful for any Justice of the Peace for the County, Riding, City, Division, or Place, where such Regiment, Battalion, or Independant Company shall happen to be, to administer the Oath to every such Militia Man, and such Justice is hereby required to certify such Oath, under his Hand and Seal, to the Commanding Officer of the Regiment, Battalion, or Independant Company,

Company, who shall transmit the same to the Clerk of the respective Subdivision Meeting; and every such Person shall be inrolled to serve in the Militia for such Term as aforesaid; and every such Commanding Officer shall likewise pay to every such Militia Man so enlisted, sworn, and inrolled as aforesaid, the further Sum of _____ in the same Manner as is now directed to be paid to each private Militia Man, when the Militia is ordered out into actual Service; and the Receiver or
 6 Receivers General of the Land Tax for such County, Riding, or Place, shall, and he or they is and are hereby required to pay, or cause to be paid, to such Commanding Officer _____ for each and every such Militia Man as aforesaid, and such Receiver or Receivers General shall be allowed the same in his or their Accounts; any Thing in the said recited Act, or any other Law or Statute, to the contrary notwithstanding.

And whereas it may happen that several Militia Men, whose Time of Service in the Militia shall be near expiring, and who would not consent to serve therein for the Term of Three Years, may nevertheless be willing to continue in such Service for some Months, or until the End of the Campaign, and in many Cases might be more serviceable than new Men; Be it therefore further Enacted by the Authority aforesaid, That in every such Case it shall and may be lawful for the Commanding Officer of the Regiment, Battalion, or Independant Company, in case of actual Invasion, to enlist such Militia Man for any such Time as shall be mutually agreed upon, less than
 7 Three Years; and every such Militia Man shall be sworn in and inrolled to serve in the Militia for the Term so agreed upon, in the same Manner as is hereinbefore prescribed with respect to Militia Men agreeing to serve again for the Term of _____ and such Commanding Officer shall, from Time to Time, with all convenient Speed, cause Notice to be given to the Deputy Lieutenants, Chief Magistrates, and Justices of the Peace, for the respective Counties, Cities, and Places from whence such Militia Men were respectively raised, of the Term for which such Militia Men have so agreed to serve, to the Intent that the Vacancies of such Militia Men may be supplied by the Expiration of such Term as is hereinbefore mentioned.

And be it further Enacted by the Authority aforesaid, That in such Counties wherein a sufficient Number of Officers cannot be found willing to serve in the Militia, who have
 such

Each Qualifications as by Law is required to be situate or arising within such respective County or Riding, during the Time such Regiment, Battalion, or Independant Company is embodied, but not otherwise, any Estate of the Value required by Law, situate, lying, and being in any other County in England or Wales, shall be, and is hereby declared and enacted to be, a sufficient Qualification of such Officers respectively: 8
 Provided always, That the whole Number of such Officers shall not exceed the Part of the Number of Officers of such Regiment or Battalion; and that no such Officer, whose Qualification is out of the County, have any Commission therein above the Rank of Major; any Thing in the said recited Act, or any other Law, Statute, or Usage to the contrary notwithstanding.

And be it further Enacted by the Authority aforesaid, That all such Regiments or Battalions of Militia, which have been embodied and called out on Service, out of their several Counties, and are at present commanded by Three Field Officers, shall and may continue on their present Establishment of Three Field Officers, though their Number should be inferior to that mentioned in the said recited Act, unless the respective Lieutenants of such Counties should think it more convenient to alter such Establishment to Two Field Officers; any Thing in the said recited Act, or any other Law, Statute, or Usage to the contrary notwithstanding.] *whenever any Corps of Militia shall be embodied, and absent from the County, Riding, or Place to which it belongs, the Commanding Officer of such Corps shall apply to every Man, whose Time shall be within Four Months of expiring, and who, in his Judgment, shall be fit to serve, and enquire if he be willing to continue his Service for a further Term of Three Years, and for what Sum or Price he shall be so willing to continue it, if required: And also, that the Commanding Officer of every Corps, during such Time as the same shall be embodied, and at a Distance from Home, as aforesaid, shall, on the First Day of January, March, May, July, September, and November, respectively, or as soon after as conveniently may be, transmit to the Clerk of the General Meeting of the County or Riding to which his Corps shall belong, a List of all such private Militia Men in the said Corps, whom, upon Application made as aforesaid, he shall find willing to renew their Service as aforesaid, in which List shall likewise be set down the Sum for which he shall be so willing to renew and continue his Service as aforesaid; which List shall be signed by the Militia Men so consenting as aforesaid, and be made in the following Form:*

B

Dated

Dated the Day of

Name of the County.	Names of the Men actually serving.	If Substi- tutes, for whom they serve.	Of the Pa- rish of	In the Hundred of	Time of his Service ex- pires on the	Engages to serve Three Years longer, if required, for the Sum of	Signature of Consent.
	A. B.	C. D.	P.	H.			A. B.
	E. F.		Q.	I.			E. F.
	G. K.	L. M.	R.	N.			G. K.

And that such Signature, as aforesaid, shall be binding and conclusive, to all Intents and Purposes, on the Person so signing as aforesaid.]

9 And be it further Enacted by the Authority aforesaid, That in all Counties where the Number of Men is sufficient to form [a Battalion of] Two Companies only, the eldest Captain [or Commanding Officer of the said Battalion] shall rank as Major, but shall only be entitled to the Pay of Captain [and no Battalion Clerk shall be allowed to any such Battalion or Company.] [and no Clerk shall be allowed where the Number of Men is sufficient to form only One or Two Companies, but the Receiver General shall pay the Money necessary for such Number of Men, to the Commanding Officer of such Company or Companies, who shall account with him for the same.]

And whereas, in and by the said recited Act, it is (amongst other Things) Enacted, That when the Militia of any County, Riding, or Place, should be ordered out into actual Service, it should and might be lawful for the Captain of any Company of Militia to augment his Company, by incorporating, with the Consent of His Majesty's Lieutenant, or, in the Absence of His Majesty's Lieutenant, with the Consent of Two or more of the Deputy Lieutenants, any Number of Persons who should offer themselves as Volunteers, and who should appear to him to be sufficiently trained and disciplined, and provided with proper Cloaths, Arms, and Accoutrements, and who should take the Oath, and perform the other Acts therein prescribed; Be it further Enacted by the Authority aforesaid, That it shall and may be lawful for the [Captain of any Com-
pany

pany of Militia to augment his Company in Manner therein ¹⁰ prescribed] Commanding Officer, with the Consent of His Majesty's Lieutenant, or, in the Absence of His Majesty's Lieutenant, with the Consent of any Two or more of the Deputy Lieutenants, to accept a Number of Volunteers to serve in the said Militia, either to be incorporated into the other Companies, or to be formed into a distinct Company, in which latter Case Commissions may be granted by His Majesty's Lieutenant, to Officers legally qualified to command the same; provided always, that the Number of Volunteers in any Battalion shall not exceed the Number of Men contained in any One Company of the said Battalion: And] though such Volunteers should not be provided with proper Cloaths, Arms, and Accoutrements [and that in such Case] upon the Representation of His Majesty's Lieutenant, or of [Two] or more of the Deputy Lieutenants, such Volunteers shall have the same Allowance, with regard to Pay, Arms, Cloaths, and Accoutrements, as Militia Men are by Law entitled to, during the Time of their continuing in actual Service.

[Provided always, That not more than Five Volunteers shall ever be borne in any Company at any One Time; and that they shall be taken into the Regiment as Substitutes, the first Opportunity that offers of Principals who want Substitutes, and are willing and desirous to hire them.]

And be it further Enacted by the Authority aforesaid, That no Person who is entitled to Half Pay, shall be deemed or taken to forfeit or quit such Half Pay, during the Time he shall serve as a [Commissioned Officer] [Lieutenant or Ensign] in any Regiment, Battalion, or Independant Company of Militia; but that the same shall nevertheless continue; and instead of the Oath now appointed, such Officer shall take the following Oath:

“ I A. B. do swear, That I had not, between the
 “ any Place or Employment of
 “ Profit, Civil or Military, under His Majesty, besides
 “ my Allowance of Half Pay as a reduced
 “ in late Regiment of
 “ (or Allowance as in
 “ late Troop of Horse Guards, or
 “ Regiment of Horse reduced) save and except ¹¹
 “ my Pay as a Lieutenant or Ensign (as the Case may
 “ be)

be) for serving in the Militia of the County of

And the taking the said Oath shall be sufficient to entitle such Person to receive his Half Pay, or the said Allowance, without taking any other Oath; any Thing in the said recited Act, or any other Law, Statute, or Usage to the contrary notwithstanding.

And it is hereby further Enacted by the Authority aforesaid, That no Persons serving as Quarter Master Surgeon or Battalion Clerk in the Militia shall, from the Time of passing this Act, be appointed to any other Commission in the Militia higher than that of a Lieutenant, during the Time he acts as such, though he should have such Qualification as the Law requires for such higher Commission.

And be it further Enacted by the Authority aforesaid, That at any Meeting for any County, City, or Town [*whose Militia shall be at that Time on actual Service*] it shall be lawful for any [Two] or more of the Deputy Lieutenants of such County, City, or Town, or for any One Deputy Lieutenant, together with any One Justice of the Peace of such
 12 County, to have and exercise all the Powers conferred by the said recited Act, with respect to the Militia, on any Three Deputy Lieutenants, or any [Two] Deputy Lieutenants, together with any One Justice of the Peace, or any One Deputy Lieutenant, together with any [Two] Justices of the Peace of any County at large; any Thing in the said recited Act to the contrary notwithstanding; [*and that the said Deputy Lieutenant or Deputy Lieutenants, and Justice of the Peace or Justices of the Peace, as aforesaid, shall have a Power to adjourn themselves from Time to Time as they shall see proper.*]

And whereas Doubts have arisen whether any Principal or Substitute, duly sworn and inrolled according to the Act of the Second Year of His present Majesty, who shall neglect to join the Corps to which he belongs, or who, after having joined it, shall desert or [*leave*] [*absent himself from his Duty in*] the same before the Expiration of the Term for which he was so sworn and inrolled, can be taken up and punished, according to Law, after the Expiration of the Three Years for which he was so engaged and sworn; it is hereby declared to be

be the true Intent and Meaning of the said Act, that every Principal [and] Substitute [and Volunteer] shall faithfully perform his Three Years Service, and if he shall abscond or desert [or absent himself from his Duty in] the same, before the Expiration of the Time for which he was inrolled, whenever he is taken, he shall be subject to be punished for such [Default or] 13
Desertion, and shall be obliged to compleat the Remainder of his Three Years Service as was unexpired at the Time of [such] his [Default or] Desertion.

And whereas several Persons have made a [Trade] [Practice] of taking Money to serve, and have deserted [whereby the Public, as well as the Individuals for whom they engaged to serve, are greatly injured] and the pecuniary Penalty on such Persons, in general, cannot be levied for Want of Substance; and the Alternative, of Six Months Imprisonment in the Common Gaol of the County to which they belong, tends not only to corrupt instead of amending their Morals, but is a Loss to the Public, as well as to [his own Family, of such Man's Labour, as well as] [their Families, and also] a great Expence to such Parish as is by Law obliged to support [his Family] [such Families] Be it therefore Enacted by the Authority aforesaid, That every Substitute sworn and inrolled after passing this Act, who shall desert, whenever he shall be taken, over and above such military Punishment as shall be inflicted on him, shall serve for and during the Space of [Three] Years, to be computed from the Day on which he was apprehended; and the Commanding Officer shall order Notice to be given to the Clerk of the Subdi- 14
vision in which he is engaged to serve, of his Desertion, and the Time of his Apprehension, that he may make a fresh Entry of his Name in the Roll of the Men to serve for such Parish, for Three Years from the Time of his Apprehension as aforesaid.

[And] whereas an Act was made in the Twenty-fourth Year of the Reign of his late Majesty King George the Second, intituled, "An Act for the rendering Justices of the Peace more safe in the Execution of their Office, and for indemnifying Constables and others, acting in Obedience to their Warrants:"

And whereas it is necessary to extend the Provisions of the said Act to this Act, with respect to Lieutenants [and] Deputy Lieutenants [and Clerks of the Peace:]

Be it therefore Enacted by the Authority aforesaid, That all and every Lieutenant and Deputy Lieutenant, acting in the Execution of the Militia Laws, shall [enjoy] [be entitled to] all the
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the Benefits and Protections by the said Act granted to such Justices of the Peace [and in case of any Error in any Thing done by them in the Execution of their Office, shall be liable to the same Penalties and Forfeitures as such Justices are by the said Act liable to.]

And be it further Enacted by the Authority aforesaid, That any Person holding or hereafter accepting a Commission in the Militia, of a higher Rank than that of Lieutenant *[not having already delivered in his Qualification]* who shall neglect to deliver in to the Clerk of the Peace of the County, Riding, or Place, in and for which he is or shall be appointed, a specific Description of his Qualification, in Writing, signed by himself, within *[Six Months]* after the passing of this Act, or within the Space of *[Six Months]* from the Time of his accepting of such Commission as aforesaid, shall be, and is hereby declared incapable of holding the same, and the said Commission is hereby declared null and void, to all Intents and Purposes whatsoever.

C L A U S E (A.)

And whereas, by the Laws now in being for raising and training the Militia, within that Part of Great Britain called England, it is provided, that the Acceptance of a Commission in the said Militia shall not vacate the Seat of any Member returned to serve in Parliament :

And whereas His Majesty has thought proper, for the more effectual Protection and internal Defence of that Part of Great Britain called Scotland, to direct, that Fencible Men, in several of the Shires in that Part of the united Kingdom, should be forthwith raised and embodied :

And whereas Officers serving in any of the said Corps of Fencible Men will not, by virtue of such Service, be entitled to receive Half Pay, or to have any Rank in the Army, after the said Corps shall be dismissed and disembodied, but will be similar to, and as near as may be on the same Footing with, Officers serving in the Militia of England :

And whereas His Majesty may think proper to grant Commissions to Officers to raise Corps for the Defence of this Country, the Officers of which Corps may likewise not be entitled to receive Half Pay, or to hold any Rank in the Army, after the said Corps shall be reduced and disembodied :

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Be it Enacted and Declared, That the Acceptance of a Commission in any Corps of Fencible Men, raised or to be raised in that Part of Great Britain called Scotland, or in any other Corps which His Majesty may authorize and direct to be raised in any Part of Great Britain, in which the Officers shall not be entitled to Half Pay, or to any Rank in the Army, after the Reduction of the said Corps, shall not, nor shall be construed to vacate the Seat of any Member returned to serve in Parliament.

C L A U S E (B.)

And whereas it is necessary to ascertain the Rank to be held by the Officers of certain Corps, raised or to be raised within that Part of Great Britain called Scotland, called Fencible Men, or of any other Corps of Men which may be raised within Great Britain, wherein such Officers shall not be entitled to Rank, or Half Pay, except during the Time of the actual Service of such Corps, with respect to the Officers of the Militia of that Part of Great Britain called England, during the Time that the Officers of such Corps, and of the Militia, shall serve together; Be it therefore Enacted by the Authority aforesaid, That the Officers of such Corps, and of the Militia, of equal Degree, shall rank according to the Date of their respective Commissions.

C L A U S E (C.)

And be it further Enacted by the Authority aforesaid, That in case Three Deputy Lieutenants shall not attend at any Annual or other General Meeting, appointed by virtue of the several Laws now in Force for raising and training the Militia, for any County, Riding, or Place, that Two or One Deputy Lieutenants, or Deputy Lieutenant, attending at such Meeting, shall and may adjourn such Meeting to any other Time, and to any Place in such County, Riding, or Place; and in case no Deputy Lieutenant shall attend at the Time and Place appointed for such Meeting, that then the Clerk of the General Meetings, or his Deputy, then and there attending, shall and may adjourn such Meeting to any other Time, and to any Place in such County, Riding, or Place.

C L A U S E (D.)

And be it Enacted by the Authority aforesaid, That in all Counties where

where the Number of Men are sufficient to form a Battalion, but are not sufficient to form a Regiment, it shall and may be lawful to and for His Majesty's Lieutenant to appoint Persons, legally qualified, to serve without Pay, as Field Officers in such Battalion, with the same Rank as if the Number were sufficient to form a Regiment.

CLAU SE (E.)

And be it Enacted by the Authority aforesaid, That the Clerk of the General Meeting shall transmit, to each Clerk of the several Subdivision Meetings respectively, Duplicates or Copies of such Parts of the said Lists as contain the Names of such Persons as serve for the Parishes, Townships, or Places within such respective Subdivisions; and the Clerk of each Subdivision Meeting respectively shall, on Receipt thereof, forthwith give Seven Days Notice for a Subdivision Meeting to be held, at which the whole Number, whose Times shall expire within Four Months of the Date of the said Lists, shall be chosen by Lot, or otherwise supplied, according to the Statutes in that Case made and provided; and the Deputy Lieutenants or Justices present at the Subdivision Meeting, when the Men so chosen shall attend to be sworn and enrolled, shall acquaint each Man who shall be chosen for any Parish, Township, or Place in the said Subdivision, if there be any of those who are at that Time serving for the same, who are willing to continue his or their Service, as Substitute or Substitutes, for the next Three Years after the Expiration of his or their present Term of Service, and also with the Price or Prices for which he or they are willing so to continue the same; and the Person or Persons chosen as aforesaid shall declare whether he or they be willing to give the Prices which shall appear, by the Lists aforesaid, to be agreed to be taken by the Persons then serving, who shall have signed their Consents as above directed; and such Persons as are willing so to give the Sums so set down as aforesaid, shall signify their Consent thereto, and shall forthwith pay into the Hands of the Deputy Lieutenants, or Justices, such Sum or Sums as stand respectively in the said Lists against the Names so subscribed as aforesaid; which Sum or Sums of Money shall be by the said Deputy Lieutenants, or Justices, remitted to the Commanding Officer of the Corps of Militia, and be by him paid to such Persons respectively as shall have engaged to serve as above mentioned, who, on the Receipt thereof, shall be sworn and enrolled as is hereinafter directed; and that it shall and may be lawful for any Justice of the Peace for the County, Riding, City, Division, or Place, where such Regiment, Battalion, or Independent

dant Company shall happen to be, to administer the Oath to every such Militia Man, and such Justice is hereby required to certify such Oath, under his Hand and Seal, to the Commanding Officer of the Regiment, Battalion, or Independant Company, according to the Form hereinafter directed; which Certificate shall be good and valid, to all Intents and Purposes, as if the Person so sworn had been inrolled.

FORM of CERTIFICATE.

“ shire } “ A. B. of the Parish of C. in the County of
 “ to wit. } “ D. hired as a Substitute to serve in the
 “ Militia for E. F. of the Parish of G. in the
 “ County of H. came this Day before me, I. K.
 “ One of His Majesty's Justices of the Peace for
 “ the County of and took and subscribed
 “ the following Oath, viz.

“ I A. B. do sincerely promise and swear, That I will
 “ be faithful and bear true Allegiance to His
 “ Majesty King George, his Heirs and Successors;
 “ and I do swear that I am a Protestant, and that
 “ I will faithfully serve in the Militia, within the
 “ Kingdom of Great Britain, for the Defence of
 “ the same, during the Time for which I am in-
 “ rolled, unless I am sooner discharged.
 “ So help me G O D.”

CLAU SE (F.)

And whereas the Families of Substitutes, hired Men, or Volunteers, serving in the Militia, when embodied and called out into actual Service, and ordered to march, may become chargeable to the Parishes to which they belong; Be it therefore Enacted by the Authority aforesaid, That One Half of the Allowance made to such Families, shall be reimbursed to the Overseer or Overseers of the Parish, Tything, or Township, where the Family of any such Substitute, hired Man, or Volunteer shall become chargeable, by the Treasurer of the County, Riding, or Place in which such Parish, Tything, or Township shall lie; and the Account of the said Overseer and Overseers, verified on Oath before a Justice of the Peace within the County, Riding, or Place in which the Family of such Substitute shall be chargeable, and countersigned by a Justice of the

D

Peace

Peace for such County, Riding, or Place, shall be a sufficient Voucher to the said Treasurer for the Payment of such Sum.

C L A U S E (G.)

And whereas, in order to evade the Provisions already made by the Laws now in being concerning the raising of the Militia, Persons may pretend to be Quakers, who are not actually of that Persuasion; Be it Enacted by the Authority aforesaid, That from and after the passing of this Act, when the Lot shall have fallen on any one being or pretending to be one of the People called Quakers, no Man shall be deemed, taken, and accepted to be a Quaker, within the Meaning of the said recited Act of the Second Year of the Reign of His present Majesty, unless he produces before the Deputy Lieutenant and Justices of the Peace, at their Subdivision Meeting, a Certificate, under the Hand of Two or more reputable Housekeepers of the People called Quakers, acknowledging him to be one of their Persuasion.

C L A U S E (H.)

And whereas the several Militia Acts do not sufficiently explain how far any Person chosen by Lot to serve in the Militia shall be compellable to serve, if he has removed from the Place wherein his Name was inserted in the List, before he was so chosen by Lot :

And whereas many Impediments and Delays have arisen to the Militia Service from such Uncertainty, and from the different Opinions which prevail among the Deputy Lieutenants and Justices of the Peace respecting this Question; and Servants, and other unmarried Men, have availed themselves of these Doubts, and have frequently changed their Places of Abode on Purpose to avoid the Service, by which Means the Lots usually fall on married Men, and the Burthen thereby becomes unequal :

Be it therefore Enacted by the Authority aforesaid, That every Person chosen by Lot to serve in the Militia shall be liable to such Service, if he be resident, at the Time of the Ballot, in any Part of the County, or within any City being a County of itself, or any other exclusive Jurisdiction, within the Limits of the County for which he shall be so chosen by Lot.

C L A U S E

C L A U S E (I.)

And be it Enacted by the Authority aforesaid, That any Person who shall have faithfully served as a Serjeant in any one Corps of Militia for Fifteen Years, and who shall be discharged from the same on Account of his Age or Infirmities, during the Time the Corps in which he served shall be in actual Service, shall, on the Recommendation of the Commanding Officer of the said Corps, and the Lord Lieutenant and Two Deputy Lieutenants of the County, Riding, or Place to which the said Corps belongs, or, on the Death or Removal, or in the Absence, of the Lord Lieutenant, by the Commanding Officer and Three Deputy Lieutenants of the County, Riding, or Place to which the said Corps belongs, be entitled to Examination at the Chelsea Board, and be capable to be placed on the Pension of Five Pence per Diem, if the said Board shall judge him deserving thereof.

C L A U S E (K.)

And be it Enacted by the Authority aforesaid, That any Person being a Serjeant on the Establishment of Chelsea Hospital, at an Allowance of Twelve Pence a Day, and being appointed to serve in any Corps of Militia, shall and may receive the said Allowance of Twelve Pence a Day, together with his Pay from the said Corps of Militia, any Law, Usage, or Custom to the contrary thereof notwithstanding.

C L A U S E (L.)

And be it Enacted by the Authority aforesaid, That in case any Principal, Substitute, or Volunteer, shall abscond, desert, or absent himself from his Duty, and shall not return or be taken in the Space of One Month, that then, upon Certificate thereof from the Commanding Officer of the Regiment, Battalion, or Independant Company, to any Two Deputy Lieutenants and One Justice of the Peace of the County, or of the Hundred or Division for which such Person so absconding, deserting, or absenting himself, was so chosen by Lot, hired, or served as Substitute or Volunteer, such Deputy Lieutenants and Justice of the Peace are hereby required to hold a Subdivision Meeting, at which any Two Deputy Lieutenants and One Justice of the Peace may, and are hereby required, to proceed to ballot for another Person, to serve and be returned to the Regiment in the Room of such Person so having absconded, deserted, or absented himself; and in case such Absentee shall at any Time return, or be taken, he shall, notwithstanding

withstanding any Person shall be so chosen to serve in his Room, be compelled to serve out the Remainder of his Time, as hereinbefore directed.

CLAU SE (M.)

And be it Enacted, That any Serjeant of Militia (who shall by the Commanding Officer of his Regiment, or by the Sentence of a Court Martial, be found guilty of misbehaving himself as such, and to have deserved being reduced into the Ranks) shall, besides any Punishment so to be inflicted by the Court Martial, be obliged to serve in the Regiment to which he belongs, as a private Militia Man, for the Space of One Year from the Time of his being so reduced into the Ranks, notwithstanding he may have already served Three Years before his being appointed a Serjeant.

CLAU SE (N.)

And be it Enacted, That no Person shall be capable of holding a Commission in the Militia at the same Time that he holds a Commission in any of His Majesty's Land Forces or Marines.

CLAU SE (O.)

And be it further Enacted, That when any Servant shall be chosen by Lot to serve in the Militia, it shall be lawful for any Justice of the Peace to order the Payment of so much Wages as shall be due to him at the Time of his being sworn and inrolled.



A

B I L L

[With the Amendments]

T O

Amend and render more effectual the
Laws relating to the Raising and
Training of the Militia, within that
Part of Great Britain called England.

1778.